

**AMENDMENT TO THE RULES COMMITTEE PRINT
OF MARCH 22, 2006
OFFERED BY MR. McKEON OF CALIFORNIA**

Manager's amendments

Page 15, line 12, insert “or had” after “has”.

Page 15, line 14, after “1992” insert the following:
“, and continues to operate a clinical training program
in at least one State, which is approved by that State”

Page 23, line 10, strike “‘2012’” and insert
“‘2013’”.

Page 23, line 14, strike “‘2006’” and insert
“‘2007’”.

Page 23, line 21, strike “2006 and” and insert
“2007 and”.

Page 25, line 9, strike “Secretary” and insert
“Commissioner of Education Statistics”.

Page 26, line 13, strike “assure” and insert “en-
sure”.

Page 26, beginning on line 10, strike “to institutions
of higher education”.



Page 26, line 12, insert “from institutions of higher education” after “useful data”.

Page 26, line 22, strike “assuring that data is” and insert “ensuring that data are”.

Page 27. line 7, strike “Secretary” and insert “Commissioner of Education Statistics”.

Page 27, line 25, insert “, full-year” before “undergraduate”.

Page 28, beginning on line 1, strike “for such a student” and insert “for a first-time, full-time, full-year undergraduate student”.

Page 28, line 3, strike “cost” and insert “price”.

Page 28, line 4, insert “, full-year” before “undergraduate”.

Page 28, beginning on line 7, strike “first-time full-time undergraduate” and insert “first-year, full-time, full-year undergraduate”.

Page 28, line 15, insert “, full-year undergraduate” after “full-time”.

Page 28, beginning on line 18, strike subparagraph (F) (and redesignate the succeeding paragraphs accordingly).



Page 29, line 8, insert “of undergraduate students” after “rates”.

Page 30, line 1, strike “Secretary” and insert “Commissioner of Education Statistics”.

Page 30, line 2, strike “make available, at a minimum, the data collected” and insert “collect and publish data submitted by each institution”.

Page 30, beginning on line 5, strike the sentence beginning with “Such data” and insert “Such data shall be selected in accordance with the requirements of section 131(b).”.

Page 30, line 10, stike “typical full-time” and insert “typical first-time, full-time, full-year”.

Page 30, line 12, insert “Such data may be presented in combination with forms and information from the Free Application for Federal Student Aid (FAFSA) website.” before “The Secretary”.

Page 31, line 22, strike “2009” and insert “2010”.

Page 32, line 5, strike “students;” insert “students and the steps by which the institution is and will be taking to reduce its college affordability index; and”.



Page 32, beginning on line 6, strike subparagraphs (B) and (C) (and redesignate the succeeding subparagraph accordingly).

Page 32, beginning on line 19, strike paragraph (2) (and redesignate the succeeding paragraph accordingly).

Page 32, strike line 25 and insert the following:

1 (3) QUALITY EFFICIENCY TASK FORCES.—Each
2 institution subject to paragraph (1) that has a col-
3 lege affordability index that is in the highest 10 per-
4 cent of such indexes of all classes of institutions sub-
5 ject to paragraph (1) shall establish a quality-effi-
6 ciency task force to review the costs and expendi-
7 tures on tuition and fees charged to students and
8 the operations of such institution.

Page 33, beginning on line 1, strike subparagraph (A) (and redesignate the succeeding subparagraphs accordingly).

Page 34, beginning on line 3, strike “has failed” and all that follows through “submission of such plans, and” on line 7.

Page 34, beginning on line 10, strike subparagraph (A); on line 15, redesignate subparagraph (B) as subparagraph (A); on line 18, insert “and” after the semicolon; on line 19, redesignate subparagraph (C) as sub-



paragraph (B); on line 20, strike “; and” and insert a period; and beginning on line 21, strike subparagraph (D).

Page 35, line 2, strike “(1)(C)” and insert “(1)(B)”.

Page 35, line 5, strike “(B) or (C)” and insert “(A)”.

Page 36, beginning on line 14, strike “the actions required by subparagraph (B) or (C)” and insert “the explanation of how the institution plans to address its cost increase as required by subparagraph (A)”.

Page 37, after line 2, insert the following new paragraph:

1 “(8) DATA REJECTION.—Nothing in this sub-
2 section shall be construed as allowing the Secretary
3 to reject the data submitted by an individual institu-
4 tion of higher education.

Page 37, after line 2, insert the following new subsection (and redesignate the succeeding subsections accordingly):

5 “(g) INFORMATION TO THE PUBLIC.—Upon receipt
6 of an institution’s report required under subsection (f), the
7 Secretary shall make the information in the report avail-



1 able to the public in accordance with subsection (d) on
2 the COOL website under subsection (b).

Page 37, beginning on line 6, strike “described in”
and insert “required by”.

Page 37, beginning on line 9, strike “on the cost
and price of higher education under this section” and in-
sert “under subsections (c) and (j)”.

Page 37, beginning on line 22, strike “, as deter-
mined under subsection (f)(6)(A),”.

Page 38, after line 14, insert the following new sub-
paragraph (and redesignate the succeeding subpara-
graphs accordingly):

3 “(H) if the institution is a public institu-
4 tion, the relationship between State and local
5 appropriations and the institution’s tuition and
6 fees;

Page 40, line 12, strike “Secretary” and insert
“Commissioner of Education Statistics”.

Page 42, after line 8, insert the following new sec-
tion:

7 **SEC. 111. TREATMENT OF TERRITORIES AND TERRITORIAL**
8 **STUDENT ASSISTANCE.**

9 Section 113 (20 U.S.C. 1011b) is amended—



- 1 (1) by striking “**TREATMENT OF TERRI-**
2 **TORIES AND TERRITORIAL STUDENT ASSIST-**
3 **ANCE**” in the heading of such section and inserting
4 “**TERRITORIAL WAIVER AUTHORITY**”;
5 (2) by striking “(a) WAIVER AUTHORITY.—”;
6 and
7 (3) by striking subsection (b).

Page 69, line 6, insert “of 1965” after “Act”.

Page 70, line 14, strike “203(b)” and insert
“203(b)(1)”.

Page 78, line 1, insert “Education” after “Disabil-
ities”.

Page 91, line 16, strike “2006” and insert “2007”.

Page 92, line 17, strike “2006” and insert “2007”.

Page 93, line 18, strike “defined” and insert “list-
ed”.

Page 97, line 20, strike “2006” and insert “2007”.

Page 103, line 24, strike “2006” and insert “2007”.

Page 104, lines 21 and 22, insert “the” after “listed
in”, and strike “Land Grant” and insert “Land–Grant”.

Page 105, line 19, strike “O’Odham” and insert
“O’odham”.



Page 105, line 23, insert “of higher education” after “institution”.

Page 106, line 25, insert “in” after “or”.

Page 108, line 16, strike “at” and insert “awarded by”.

Page 108, line 21, strike “\$400,000” and insert “\$500,000”.

Page 110, line 17, strike “Alaska Native” and insert “Alaska Native-serving institution”.

Page 111, strike lines 11 through 13, and insert the following:

1 (c) APPLICATION PROCESS.—Section 317(d)(2) is
2 amended by striking everything after the first sentence.

Page 111, line 22, after “including” insert the following: “development or improvement of facilities for Internet use or other distance learning academic instruction capabilities and”.

Page 112, line 4, after “326(c)” insert “(20 U.S.C. 1063b(c))”.

Page 112, line 14, after “323(a)” insert “(20 U.S.C. 1062(a))”.

Page 113, line 10, strike “services”.



Page 113, line 12, strike “SERVICES”.

Page 113, line 13, strike “services”.

Page 113, beginning on line 20, strike subsection (c), and redesignate the succeeding subsections accordingly.

Page 114, line 5, strike “required” and insert “needed”.

Page 115, line 13, strike “and”; on lines 15, strike the period, the close quotation marks, and the following period and insert a semicolon, and after such line insert the following new subparagraphs:

- 1 “(W) Langston University qualified grad-
- 2 uate program;
- 3 “(X) West Virginia State University quali-
- 4 fied graduate program; and
- 5 “(Y) Fayetteville State University qualified
- 6 graduate program.”.

Page 115, line 19, strike “‘2005’” and insert “‘2006’”.

Page 115, line 21, strike “‘(S), (T), (U), and (V)’” and insert “‘(S) through (Y)’”.

Page 116, beginning on line 10, strike “‘(S), (T), (U), and (V)’” and insert “‘(S) through (Y)’”.



Page 116, line 15, strike “‘(V)’” and insert “‘(Y)’”.

Page 118, line 1, strike “301(b)(2)” and insert “301(b)(5)”.

Page 118, line 23, strike “399(a)(2)” and insert “399(a)(2)(A)”.

Page 120, line 18, strike “‘2006’” and insert “‘2007’”.

Page 121, line 16, strike “‘2012’” and insert “‘2013’”.

Page 122, line 3, strike “2006–2007 through 2012–2013” and insert “2007–2008 through 2013–2014”.

Page 122, line 20, strike “two Pell grants during a single award year” and insert “not more than two Pell grants during an award year”.

Page 123, line 3, strike “in a single award year”.

Page 124, line 6, insert “forceible or nonforcible” before “sexual offense”.

Page 124, lines 7 and 8, strike “under regulations of the Secretary” and insert “in accordance with the Federal Bureau of Investigation’s Uniform Crime Reporting Program”.



Page 125, beginning on line 11, strike “section 401 (20 U.S.C. 1070a)” and insert “section 401A (as added by section 8003 of the Higher Education Reconciliation Act of 2005)”.

Page 125, line 13, strike “**401A**” and insert “**401B**”.

Page 126, line 2, before the semicolon insert “after earning a high school diploma or its recognized equivalent”.

Page 126, beginning on line 12, strike “other student financial assistance available” and insert “estimated financial assistance not received under this title (as described in section 480(j))”.

Page 127, lines 17 and 18, strike “described in section 484(c)” and insert “as determined under the institution’s standards developed in accordance with regulations prescribed by the Secretary”.

Page 128, after line 3, insert the following new subsection:

- 1 (j) EFFECTIVE DATE.—The amendments made by
- 2 this section shall be effective with respect to academic
- 3 years beginning on or after July 1, 2007.



Page 129, beginning on line 13, strike subsection (c) through page 130, line 8, and redesignate the succeeding subsections accordingly.

Page 130, strike lines 9 through 11 and insert the following:

1 (d) APPLICATION STATUS; FOSTER CARE COORDINA-
2 TION.—Paragraph (7) of section 402A(c) (20 U.S.C.
3 1070a–11(c)(7)) is amended to read as follows:

4 “(7) COORDINATION.—Each applicant for funds
5 under the programs authorized by this chapter shall
6 identify services to foster care youth as a permissible
7 service in those programs, and ensure that such
8 youth receive supportive services, including men-
9 toring, tutoring, and other services provided by those
10 programs.”.

Page 131, line 5, strike “2006” and insert “2007”.

Page 134, beginning on line 13, strike “and, as appropriate, their parents”.

Page 137, after line 7, insert the following new subsection:

11 (n) GAO STUDY OF ALLOCATION OF FUNDS.—

12 (1) STUDY REQUIRED.—The Comptroller Gen-
13 eral shall conduct a study of the Federal TRIO Pro-
14 grams under chapter 1 of subpart 2 of part A of



1 title IV of the Higher Education Act of 1965 (20
2 U.S.C. 1070a-11 et seq.) to examine the allocation
3 of funds procedures for such programs. Such study
4 shall—

5 (A) examine the consideration of prior ex-
6 perience of service delivery and its impact on
7 grant applicants who have prior experience as
8 compared to those who do not have prior expe-
9 rience; and

10 (B) examine the impact of the prior experi-
11 ence consideration in distribution of funds
12 across programs and the impact of maintaining
13 continuation of older programs on the success
14 rate of accomplishing the goals of the program.

15 (2) REPORT.—The Comptroller General shall
16 submit a report on the study required by paragraph
17 (1) within one year of the date of enactment of this
18 Act to the Committee on Education and the Work-
19 force of the House of Representatives and the Com-
20 mittee on Health, Education, Labor, and Pensions
21 of the Senate.

Page 137, beginning on line 21, strike “the services
provided” and all that follows through “college students”
on line 25 and insert the following: “these programs in
supporting the attainment of higher education for stu-



dents from disadvantaged backgrounds, particularly low-income individuals, prospective first-generation college students, and individuals with disabilities”.

Page 138, line 2, after “shall” insert “consider demographic and geographic variation and”.

Page 139, line 24, strike “as amended by section 402(c) and”.

Page 143, lines 17 and 18, strike “such activities available after the then most recent report” and insert “based on the most recent report available”.

Page 144, beginning on line 5, strike subsection (h) through page 146, line 5, and insert the following:

1 (h) EXPECT PROGRAM OUTCOMES.—

2 (1) Section 402B (20 U.S.C. 1070a-12) is
3 amended by adding at the end the following new
4 subsection:

5 “(c) EXPECTED PROGRAM OUTCOMES.—For the pur-
6 poses of assessing an applicant’s performance under sec-
7 tion 402A(c)(1), and prior experience under section
8 402A(d)(3), the Secretary shall consider—

9 “(1) the rate of college enrollment of students
10 served by the program;

11 “(2) the continued secondary school enrollment
12 of participating students;



1 “(3) the graduation of participating students
2 from secondary school;

3 “(4) the delivery of services described in the ap-
4 plication approved by the Secretary; and

5 “(5) other such outcomes the Secretary may re-
6 quire.”.

7 (2) Section 402C (20 U.S.C. 1070a-12) is
8 amended by adding at the end the following new
9 subsection:

10 “(f) EXPECTED PROGRAM OUTCOMES.—For the pur-
11 poses of assessing an applicant’s performance under sec-
12 tion 402A(c)(1), and prior experience under section
13 402A(d)(3), the Secretary shall consider—

14 “(1) the rate of college enrollment of students
15 served by the program;

16 “(2) the persistence of students in postsec-
17 ondary education;

18 “(3) the delivery of services described in the ap-
19 plication approved by the Secretary;

20 “(4) the academic achievement of participating
21 students; and

22 “(5) other such outcomes the Secretary may re-
23 quire.”.



1 (3) Section 402D (20 U.S.C. 1070a-12) is
2 amended by adding at the end the following new
3 subsection:

4 “(e) EXPECTED PROGRAM OUTCOMES.—For the pur-
5 poses of assessing an applicant’s performance under sec-
6 tion 402A(c)(1), and prior experience under section
7 402A(d)(3), the Secretary shall consider—

8 “(1) the persistence in postsecondary education
9 of all students served by the program;

10 “(2)(A) in the case of a grant recipient that is
11 an institution of higher education offering a bacca-
12 laureate degree, the number of participating stu-
13 dents who completed degree programs in which such
14 students were enrolled; or

15 “(B) in the case of a grant recipient that is an
16 institution of higher education not offering a bacca-
17 laureate degree, the number of participating stu-
18 dents who—

19 “(i) completed degree or certificate pro-
20 grams; and

21 “(ii) transferred to institutions of higher
22 education offering baccalaureate degrees;

23 “(3) the delivery of services described in the ap-
24 plication approved by the Secretary; and



1 “(4) other such outcomes the Secretary may re-
2 quire.”.

3 (4) Section 402E (20 U.S.C. 1070a-12) is
4 amended by striking subsection (f) and inserting the
5 following:

6 “(f) EXPECTED PROGRAM OUTCOMES.—For the pur-
7 poses of assessing an applicant’s performance under sec-
8 tion 402A(c)(1), and prior experience under section
9 402A(d)(3), the Secretary shall consider—

10 “(1) the rate of graduate school enrollment of
11 participating students;

12 “(2) the attainment of doctoral degrees by par-
13 ticipating students;

14 “(3) the delivery of services described in the ap-
15 plication approved by the Secretary; and

16 “(4) other such outcomes as required by the
17 Secretary.”.

18 (5) Section 402F (20 U.S.C. 1070a-12) is
19 amended by adding at the end the following new
20 subsection:

21 “(d) EXPECTED PROGRAM OUTCOMES.—For the
22 purposes of assessing an applicant’s performance under
23 section 402A(c)(1), and prior experience under section
24 402A(d)(3), the Secretary shall consider—



1 “(1) the rate of college enrollment of partici-
2 pating students;

3 “(2) the provision of assistance to students
4 served by the program in completing financial aid
5 applications and college admission applications;

6 “(3) the delivery of services described in the ap-
7 plication approved by the Secretary; and

8 “(4) other such outcomes as required by the
9 Secretary.”.

Page 150, after line 21, insert the following new
subsection (and redesignate the succeeding subsections
accordingly):

10 (c) FOSTER CARE COORDINATION.—Section 404B(c)
11 (20U.S.C. 1070a–22(c)) is amended by adding at the end
12 the following new sentence:

13 “Each applicant for funds under the programs au-
14 thorized by this chapter shall identify services to fos-
15 ter care youth as a permissible service in those pro-
16 grams, and ensure that such youth receive sup-
17 portive services, including mentoring, tutoring, and
18 other services provided by those programs.”.

Page 152, line 19, strike “2006” and insert “2007”.

Page 153, line 2, strike “‘2006’” and insert
“‘2007’”.



Page 153, beginning on line 20, strike subsection (c)
and insert the following:

1 (c) ELIGIBILITY FOR ADDITIONAL ALLOCATIONS.—
2 Section 413D(a)(4) (20 U.S.C. 1070b-3(a)(4)) is amended
3 by striking subparagraph (B) and inserting the following:

4 “(B) An otherwise eligible institution may receive a
5 portion of the allocation described in subparagraph (A)
6 if—

7 “(i) not less than 10 percent of the under-
8 graduate, degree- or certificate-seeking students at-
9 tending the institution receive Federal Pell Grants;
10 and

11 “(ii)(I) in the case of an institution that offers
12 programs of at least 4 years in duration, if its grad-
13 uation rate for Federal Pell Grant recipients attend-
14 ing the institution and graduating within the period
15 of time equal to normal duration of the longest un-
16 dergraduate program offered by the institution, as
17 measured from the first day of their enrollment, ex-
18 ceeds the median rate for the class of institution (as
19 defined in section 131(f)(7)(C)); or

20 “(II) in the case of an institution that offers
21 programs of at least 2, but less than 4, years in du-
22 ration, if its rate for Federal Pell Grant recipients
23 attending the institution and graduating or transfer-



1 ring to an institution that offers programs of at
2 least 4 years in duration within the period of time
3 equal to the normal duration of the program offered,
4 as measured from the first day of their enrollment,
5 exceeds the median rate for the class of institution
6 (as defined in section 131(f)(7)(C)).”.

Page 157, line 14, strike “‘2006’” and insert
“‘2007’”.

Page 159, line 16, strike “2006” and insert “2007”.

Page 159, line 23, strike “2006” and insert “2007”.

Page 159, line 10, strike “and”; on line 25, strike
the period and insert “; and”; and after line 25, insert
the following new paragraph:

7 (11) by redesignating subsection (h) as sub-
8 sections (i) and inserting before such subsection the
9 following new subsection:
10 “(h) TECHNICAL ASSISTANCE.—The Secretary may
11 reserve up to one-half of one percent of funds appropriated
12 under subsection (i) for technical assistance activities for
13 program improvement, including data collection and eval-
14 uation.”.

Page 168, strike lines 1 and 2 and insert “to the
field in which the student obtained the degree.”.



Page 172, line 3, insert “(as defined in section 9101 of the Elementary and Secondary Education Act of 1965)” after “teacher”.

Page 179, line 22, strike “as it pertains” and insert “pertaining”.

Page 183, line 5, strike “2006” and insert “2007”.

Page 183, line 10, strike “‘2006’” and insert “‘2007’”.

Page 184, line 13, strike “pursuant” and insert “subject”.

Page 185, beginning on line 3, strike “pursuant to the designation under subsection (c)” and insert “on behalf of borrowers employed in an area of national need described in subsection (c)”.

Page 186, line 8, strike “as a teacher” and insert “as a highly qualified teacher (as such term is defined in section 9101 of the Elementary and Secondary Education Act of 1965)”.

Page 190, line 5, strike “The Secretary” and insert “Subject to subsection (b)(2), the Secretary”.

Page 192, beginning on line 21, strike subparagraph (A) and insert the following:



1 “(A) The nurse graduated from an accred-
2 ited school of nursing (as those terms are de-
3 fined in section 801 of the Public Health Serv-
4 ice Act (42 U.S.C. 296)).”.

Page 193, line 7, insert before the period the fol-
lowing: “or from an accredited school of nursing (as
those terms are defined in section 801 of the Public
Health Service Act (42 U.S.C. 296))”.

Page 194, beginning on line 8, strike “accredited by
an agency or association recognized by the Secretary pur-
suant to section 496(a) of this Act”.

Page 194, line 17, strike “2006” and insert “2007”.

Page 195, line 20, strike “July 1, 2007” and insert
“the date of enactment of this Act”.

Page 199, after line 11, insert the following new
subsection (and redesignate the succeeding subsections
accordingly):

5 (h) STUDENT LOAN INFORMATION.—Section 435(m)
6 (20 U.S.C. 1085(m)) is amended by adding at the end
7 the following new paragraph:

8 “(5) STUDENT LOAN INFORMATION.—

9 “(A) Notwithstanding any other provision
10 of law or regulation, a lender, secondary mar-
11 ket, holder, or guaranty agency shall provide,



1 free of charge and in a timely and effective
2 manner, any student loan information main-
3 tained by that entity that is requested by an in-
4 stitution of higher education and any third-
5 party servicer (as defined in section 481(c))
6 working on behalf of that institution to prevent
7 student loan defaults.

8 “(B) An institution and any third-party
9 servicer obtaining access to information under
10 subparagraph (A) shall safeguard that informa-
11 tion in order to prevent potential abuses of that
12 information, including identity theft.

13 “(C) Any third party servicer that obtains
14 information under this subparagraph shall only
15 use the information in a manner directly related
16 to the default prevention work the servicer is
17 performing on behalf of the institution of higher
18 education.”.

Page 200, line 14, strike “‘2006’” and insert
“‘2007’”.

Page 200, beginning on line 23, strike subsection (a)
and insert the following:

19 (a) ELIGIBILITY FOR ADDITIONAL ALLOCATIONS.—
20 Section 442(a)(4) (42 U.S.C. 2752(a)(4)) is amended by
21 striking subparagraph (B) and inserting the following:



1 “(B) An otherwise eligible institution may receive a
2 portion of the allocation described in subparagraph (A)
3 if—

4 “(i) not less than 10 percent of the students at-
5 tending the institution receive Federal Pell Grants;
6 and

7 “(ii)(I) in the case of an institution that offers
8 programs of at least 4 years in duration, if its grad-
9 uation rate for Federal Pell Grant recipients attend-
10 ing the institution and graduating within the period
11 of time equal to normal duration of the longest un-
12 dergraduate program offered by the institution, as
13 measured from the first day of their enrollment, ex-
14 ceeds the median rate for the class of institution (as
15 defined in section 131(f)(7)(C)); or

16 “(II) in the case of an institution that offers
17 programs of at least 2, but less than 4, years in du-
18 ration, if its rate for Federal Pell Grant recipients
19 attending the institution and graduating or transfer-
20 ring to an institution that offers programs of at
21 least 4 years in duration within the period of time
22 equal to the normal duration of the program offered,
23 as measured from the first day of their enrollment,
24 exceeds the median rate for the class of institution
25 (as defined in section 131(f)(7)(C)).”.



Page 206, line 9, strike “2006 and” and insert “2007 and”.

Page 206, line 24, strike “‘2006’” and insert “‘2007’”.

Page 207, lines 4 and 9, strike “‘2012’” each place it appears and insert “‘2013’”.


Page 207, line 9, strike “and”; on line 12, strike “‘2011.’” and insert “‘2012’; and”; and after line 12 insert the following:

- 1 (C) by striking “2012” in subsection (b)
- 2 and inserting “2013”.

Page 207, beginning on line 13, strike subsection (b) and redesignate the succeeding subsection accordingly.

Page 211, beginning on line 15, strike paragraph (2), and redesignate the succeeding paragraphs accordingly.

Page 216, beginning on line 14, strike clause (i) and insert the following:

- 
- 3 “(i) IN GENERAL.—The Secretary
 - 4 shall—
 - 5 “(I) develop a form that uses
 - 6 skip logic to simplify the application
 - 7 process for applicants; and

1 “(II) make all efforts to encour-
2 age applicants to utilize the electronic
3 forms described in paragraph (4).”.

Page 221, line 11, after “Secretary,” insert the fol-
lowing: “and an expected family contribution has been
calculated by the Secretary,”.

Page 221, beginning on line 16, strike “without a
signature, if a signature is subsequently submitted by the
applicant” and insert “with an electronic signature”.

Page 228, line 2, insert “by any entity” after
“charged a fee”.

Page 228, line 14, insert “, worksheet, or other doc-
ument” after “form”.

Page 232, strike lines 9 through 12 and insert the
following:

4 (b) REPUBLIC OF PALAU.—Section 484 (20 U.S.C.
5 1091) is amended —

6 (1) in subsection (a)—

7 (A) in paragraph (4), by striking “the Re-
8 public of the Marshall Islands, the Federated
9 States of Micronesia, or”; and

10 (B) in paragraph (5), by striking “a cit-
11 izen of any one of the Freely Associated
12 States” and inserting “or, to the extent de-



1 scribed in subsection (j), a citizen of the Repub-
2 lic of Palau”; and

3 (2) by amending subsection (j) to read as fol-
4 lows:

5 “(j) ASSISTANCE UNDER SUBPART 1 OF PART A FOR
6 STUDENTS FROM PALAU.—Notwithstanding any other
7 provision of law, a student shall be eligible until Sep-
8 tember 30, 2007, for assistance under subpart 1 of part
9 A if the student is otherwise qualified and—

10 “(1) is a citizen of the Republic of Palau and
11 attends an institution of higher education in a State
12 or a public or nonprofit private institution of higher
13 education in the Freely Associated States; or

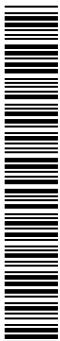
14 “(2) meets the requirements of subsection
15 (a)(5) and attends a public or nonprofit private in-
16 stitution of higher education in any one of the Free-
17 ly Associated States.”.

Page 232, beginning on line 13, strike section 483
and insert the following:

18 **SEC. 483. INSTITUTIONAL REFUNDS.**

19 Section 484B(a)(1) (20 U.S.C. 1091b(a)(1)) is
20 amended in subsection (a)(1), by inserting “subpart 4 of
21 part A or” after “received under”.

Page 241, line 20, strike “make, keep,” and insert
“establish”.



Page 247, line 15, strike “insure” and insert “ensure”.

Page 248, beginning on line 14, strike subparagraph (E), and redesignate the succeeding subparagraphs accordingly.

Page 250, line 25, strike “by virtue of” and insert “resulting from”.

Page 251, line 4, strike “virtue of”.

Page 251, beginning on line 7, strike “virtue of participation” and insert “participating”.

Page 253, line 6, strike “2011” and insert “2012”.

Page 253, line 23, strike “for” and insert “with respect to”.

Page 257, line 6, strike “under” and insert “established pursuant to”.

Page 262, line 6, strike “‘2011’” and insert “‘2012’”.

Page 262, after line 18, insert the following new paragraph (and redesignate the succeeding paragraphs accordingly):

- 1 (1) in paragraph (2), by striking subparagraph
- 2 (B) and inserting the following:



1 “(B) is a State agency approved by the
2 Secretary for the purpose described in subpara-
3 graph (A) and the State does not, for purposes
4 of this title, directly or indirectly—

5 “(i) require any institution of higher
6 education to obtain accreditation by such
7 State agency, rather than another accred-
8 iting agency or association approved by the
9 Secretary for the purpose described in sub-
10 paragraph (A); or

11 “(ii) provide any exemption or other
12 privilege or benefit to any institution of
13 higher education by reason of its accredita-
14 tion by such State agency rather than an-
15 other accrediting agency or association ap-
16 proved by the Secretary for the purpose
17 described in subparagraph (A); or”;

Page 263, beginning on line 4, strike “missions of
institutions of higher education, including such missions
as inculcation of religious values” and insert “mission of
the institution of higher education, including religious
missions”.

Page 267, line 13, strike “subparagraph (H)” and
insert “subparagraph (L)”.



Page 272, line 22, strike “programs identified under” and insert “programs that were identified pursuant to”.

Page 273, beginning on line 8, strike subparagraph (B) and insert the following:

- 1 (B) in subparagraph (B)—
- 2 (i) by striking “at the time of applica-
- 3 tion,”; and
- 4 (ii) by inserting “at the end of the
- 5 award year immediately preceding the date
- 6 of application” after “Hispanic students”;

Page 280, lines 4 and 9, strike “2006” each place it appears and insert “2007”.

Page 289, line 15, strike “‘2006’” and insert “‘2007’”.

Page 290, line 22, and page 291, line 8, insert “, as determined by the Secretary” after “reduction” each place it appears.

Page 291, line 12, strike “‘2006’” and insert “‘2007’”.

Page 294, line 15, strike “‘2006’” and insert “‘2007’”.



Page 305, line 6, insert “grantee under this title,” after “from any”.

Page 305, line 10, insert “grantee,” after “each such”.

Page 310, line 8, strike “‘2006–2007’” and insert “‘2007–2008’”.

Page 310, line 23, strike “2006–2007” and insert “2007–2008”.

Page 310, beginning on line 25, strike “2005–2006 adjusted for 2006–2007” and insert “2006–2007 adjusted for 2007–2008”.

Page 311, line 8, strike “2006” and insert “2007”.

Page 313, lines 3 and 4, strike “for a grant by” and insert “from”.

Page 313, line 5, strike “contain” and insert “provide”.

Page 313, line 6, strike “collaborates” and insert “will collaborate”.

Page 313, line 8, strike “assure” and insert “ensure”.

Page 313, line 13, strike “2006–2007” and insert “2007–2008”.



Page 313, line 23, strike “‘2006–2007’” and insert “‘2007–2008’”.

Page 313, line 25, strike “‘2005–2006’” and insert “‘2006–2007’”.

Page 314, line 6, strike “2006” and insert “2007”.

Page 315, line 22, strike “2006 and” and insert “2007 and”.

Page 317, line 16, strike “and” at the end of the line; on line 25, strike the period, close quotation marks, and following period and insert “; and”; and after such line insert the following new paragraph:

1 “(11) supporting efforts to establish pilot pro-
2 grams and initiatives to help college campuses to re-
3 duce illegal downloading of copyrighted content, in
4 order to improve the security and integrity of cam-
5 pus computer networks and save bandwidth costs.”.

Page 318, line 22, strike “timeless” and insert “timely”.

Page 320, line 13, strike “2006” and insert “2007”.

Page 323, line 4, strike “2006” and insert “2007”.

Page 332, line 5, strike “and”.



Page 332, line 9, strike the period and insert “; and”.

Page 332, after line 9, insert the following new subparagraph:

- 1 (C) in paragraph (4)(C)—
- 2 (i) in clause (i), by striking “(6)” and
- 3 inserting “(8)”; and
- 4 (ii) in clause (vi), by striking “(m)”
- 5 and inserting “(o)”.

Page 333, after line 8, insert the following new section (and redesignate the succeeding sections accordingly):

6 SEC. 902. AGREEMENT WITH GALLAUDET UNIVERSITY.

- 7 Section 105(b)(4) of the Education of the Deaf Act
- 8 of 1986 (20 U.S.C. 4305) is amended—
- 9 (1) by striking “the Act of March 3, 1931 (40
 - 10 U.S.C. 276a–276a–5)” and inserting “sections 3141
 - 11 through 3148 of title 40, United States Code,”; and
 - 12 (2) by striking “section 2 of the Act of June
 - 13 13, 1934 (40 U.S.C. 276c)” and inserting “section
 - 14 3145 of title 40, United States Code”.

Page 333, line 9, redesignate section 902 as section 903.



Page 333, line 15, redesignate section 903 as section 904.

Page 334, line 18, strike “and”.

Page 335, line 10, strike the period and insert “; and”.

Page 335, after line 10, insert the following new paragraph:

1 (3) in paragraph (5)—

2 (A) by striking “the Act of March 3, 1931
3 (40 U.S.C. 276a–276a–5)” and inserting “sec-
4 tions 3141 through 3148 of title 40, United
5 States Code,”; and

6 (B) by striking “section 2 of the Act of
7 June 13, 1934 (40 U.S.C. 276c)” and inserting
8 “section 3145 of title 40, United States Code,”.

Page 335, strike line 11 and all that follows through line 15 and insert the following:

9 (c) LIMITATION.—Section 112(c) of the Education of
10 the Deaf Act of 1986 (20 U.S.C. 4332(c)) is amended—

11 (1) in paragraphs (1) and (2), by striking “in-
12 stitution” each place it appears and inserting “Roch-
13 ester Institute of Technology”; and

14 (2) in the matter following paragraph (2), by
15 striking “the applicant” and inserting “RIT”.



Page 335, line 16, redesignate section 904 as section 905.

Page 336, line 1, redesignate section 905 as section 906.

Page 336, strike line 18 and all that follows through line 23 and insert the following:

1 (c) COMPLIANCE.—Section 203(b)(2) of the Edu-
2 cation of the Deaf Act of 1986 (20 U.S.C. 4353(b)(2))
3 is amended by striking “sections” and all that follows and
4 inserting “sections 102(b), 105(b)(4), 112(b)(5), 203(c),
5 207(b)(2), subsections (c) through (f) of section 207, and
6 subsections (a), (b), and (c) of section 209.”.

Page 337, line 19, redesignate section 906 as section 907.

Page 338, after line 12, insert the following new paragraph:

7 (1) in paragraph (1), by striking “pre-
8 paratory,”;

Page 338, line 13, redesignate paragraph (1) as paragraph (2).

Page 338, line 16, redesignate paragraph (2) as paragraph (3).



Page 338, after line 21, insert the following new section:

1 SEC. 908. MONITORING, EVALUATION, AND REPORTING.

2 Section 205(a) of the Education of the Deaf Act of
3 1986 (20 U.S.C. 4305) is amended in the first sentence
4 by striking “preparatory,”.

Page 338, line 22, redesignate section 907 as section 909.

Page 339, line 3, redesignate section 908 as section 910.

Page 339, line 11, redesignate section 909 as section 911.

Page 339, after line 23, insert the following new sections:

5 SEC. 912. INTERNATIONAL STUDENTS.

6 (a) ENROLLMENT.—Section 209(a) of the Education
7 of the Deaf Act of 1986 (20 U.S.C. 4359a(a)) is amended
8 by striking “preparatory, undergraduate,” and inserting
9 “undergraduate”.

10 (b) TUITION SURCHARGE.—Section 209(b) of the
11 Education of the Deaf Act of 1986 (20 U.S.C. 4359a(b))
12 is amended by striking “preparatory, undergraduate” and
13 inserting “undergraduate”.



1 (c) DEFINITION.—Section 209(d) of the Education of
2 the Deaf Act of 1986 (20 U.S.C. 4359a(d)) is amended
3 by striking “1990 per capita income” and all that follows
4 and inserting “per-capita income of not more than \$5,125,
5 measured in 2002 United States dollars and adjusted by
6 the Secretary to reflect inflation since 2002.”.

7 **SEC. 913. RESEARCH PRIORITIES.**

8 Section 210(b) of the Education of the Deaf Act of
9 1986 (20 U.S.C. 4359b(b)) is amended by striking “Com-
10 mittee on Labor and Human Resources” and inserting
11 “Committee on Health, Education, Labor, and Pensions”.

Page 340, line 1, redesignate section 910 as section
914.

Page 340, beginning on line 5, strike “2006 through
2011” and insert “2007 through 2012”.

Page 340, line 13, strike “2006 through 2011” and
insert “2007 through 2012”.

Page 340, beginning on line 19, strike “2006
through 2011” and insert “2007 through 2012”.

Page 340, line 23, strike “2006 through 2011” and
insert “2007 through 2012”.

Page 345, beginning on line 22, strike paragraph (4)
and redesignate the succeeding paragraphs accordingly.



Page 347, beginning on line 6, strike paragraph (3) and redesignate the succeeding paragraph accordingly.

Page 347, line 19, strike “2006” and insert “2007”.

Page 348, lines 2, 9, and 17, strike “‘2006’” each place it appears and insert “‘2007’”.

Page 350, lines 6 and 13 , strike “‘2006’” each place it appears and insert “‘2007’”.

At the end of the Amendment, add the following new sections:

1 **SEC. 931. INDEPENDENT EVALUATION OF DISTANCE EDU-**
2 **CATION PROGRAMS.**

3 (a) INDEPENDENT EVALUATION.—The Secretary of
4 Education shall enter into an agreement with the National
5 Academy of Sciences to conduct a scientifically correct and
6 statistically valid evaluation of the quality of distance edu-
7 cation programs, as compared to campus-based education
8 programs, at institutions of higher education. Such eval-
9 uation shall include—

10 (1) identification of the elements by which the
11 quality of distance education, as compared to cam-
12 pus-based education, can be assessed, including ele-
13 ments such as subject matter, interactivity, and stu-
14 dent outcomes;



1 (2) identification of distance and campus-based
2 education program success, with respect to student
3 achievement, in relation to the mission of the insti-
4 tution of higher education; and

5 (3) identification of the types of students (in-
6 cluding classification of types of students based on
7 student age) who most benefit from distance edu-
8 cation programs, the types of students who most
9 benefit from campus-based education programs, and
10 the types of students who do not benefit from dis-
11 tance education programs, by assessing elements in-
12 cluding access to higher education, job placement
13 rates, undergraduate graduation rates, and graduate
14 and professional degree attainment rates.

15 (b) SCOPE.—The National Academy of Sciences shall
16 select for participation in the evaluation under subsection
17 (a) a diverse group of institutions of higher education with
18 respect to size, mission, and geographic distribution.

19 (c) INTERIM AND FINAL REPORTS.—The agreement
20 under subsection (a) shall require that the National Acad-
21 emy of Sciences submit to the Secretary of Education, the
22 Committee on Health, Education, Labor and Pensions of
23 the Senate, and the Committee on Education and the
24 Workforce of the House of Representatives—



1 (1) an interim report regarding the evaluation
2 under subsection (a) not later than December 31,
3 2007; and

4 (2) a final report regarding such evaluation not
5 later than December 31, 2009.

6 **SEC. 932. STUDY OF CAMPUS-BASED PROGRAM ALLOCA-**
7 **TION OF FUNDS.**

8 (a) STUDY REQUIRED.—The Comptroller General
9 shall conduct a study of the Federal Supplemental Edu-
10 cational Opportunity Grant program, the Federal Work-
11 Study program, and the Federal Perkins Loan program
12 (authorized by subpart 3 of part A, and parts C and E,
13 respectively, of title IV of the Higher Education Act of
14 1965)—

15 (1) to examine the procedure for allocating
16 funds to institutions;

17 (2) to compare among participating institutions
18 the amount of funds allocated and the amount of aid
19 awarded to students on a per-student basis under
20 these programs; and

21 (3) to suggest any modifications to the alloca-
22 tion procedures to ensure appropriate distribution of
23 funds under these programs

24 (b) REPORT.—The Comptroller General shall submit
25 a report on the study required by subsection (a) within one



1 year of the date of enactment of this Act to the Committee
2 on Education and the Workforce of the House of Rep-
3 resentatives and the Committee on Health, Education,
4 Labor, and Pensions of the Senate.

